

**ASSIGNED**

**52205**

Serial No.

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office..... JUN 28 1988

Returned to applicant for correction.....

Corrected application filed..... Map filed..... JUN 28 1988

The applicant..... MOAPA VALLEY DAIRY FARMS, A NEVADA GENERAL PARTNERSHIP

P.O. Box 488..... of..... Overton  
Street and No. or P.O. Box No. City or Town

Nevada..... hereby make..... application for permission to change the  
State and Zip Code No.

Point of Diversion, Place of Use, and Manner of Use of a Portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under..... Permit 44473  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is..... Underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed..... 125 Acre Feet, 0.173 CFS  
Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for..... Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for..... Irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point..... within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 21, T. 15 S.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
R. 67 E., MDM, or at a point whence the SE Corner of said Section 21 bears S.  
distance to a section corner. If on unsurveyed land, it should be stated.  
4°43' 15" E. a distance of 406 feet.

6. The existing permitted point of diversion is located within..... the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 13, T. 16 S.,  
If point of diversion is not changed, do not answer  
R. 67 E., MDM, or at a point whence the NE Corner of Said Section 13 bears N.  
43° 54' 18" E. a distance of 60 feet

7. Proposed place of use..... is within a portion of the S $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  and within a portion of  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 21, T. 15 S., R. 67 E., MDM, a total of 25 acres.

8. Existing place of use..... is 210 Acres located in parts of Sections 12 and 13, T.16S., R.67E.,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
MDM, and in Sections 7 and 18, T.16S., R.68E., MDM. A complete property description  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
is attached hereto as EXHIBIT A. Parcel 2, 25 Acres, will be removed from irrigation.

9. Use will be from..... January 1..... to..... December 31..... of each year.  
Month and Day Month and Day

10. Use was permitted from..... January 1..... to..... December 31..... of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... a drilled and cased well with pump and motor,  
State manner in which water is to be diverted, i.e., diversion structure, ditches,  
meter, pipelines and valves to the places of use.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works..... \$150,000

13. Estimated time required to construct works..... 3 years

14. Estimated time required to complete the application of water to beneficial use..... 4 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....  
 .....  
 .....

By s/James T. Anspach  
James T. Anspach, P.E., Agent  
State W/R surveyor No. 563  
1604 Bluestone Drive  
Las Vegas, NV. 89108

Compared pm/ se pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 44473 is issued subject to the terms and conditions imposed in said Permit 44473 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.173 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 125 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 1, 1989

Proof of completion of work shall be filed before November 1, 1989

Application of water to beneficial use shall be made on or before October 1, 1990

Proof of the application of water to beneficial use shall be filed on or before November 1, 1990

Map in support of proof of beneficial use shall be filed on or before November 1, 1990

Completion of work filed DEC 14 1989 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed JUN 10 1991 State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this 8th day of May

Certificate No. 13356 Issued MAY 11 1992 A.D. 19 89

Abrogated By 62846-0.173 Per 8/16/00

State Engineer

## EXHIBIT "A"

## Parcel 1.

That portion of the Southeast quarter of Section 12 and that portion of Section 13, all in Township 16 South, Range 67 East, Mount Diablo Meridian, described as a whole as follows:

Beginning at the Northeast corner of said Section 13; thence along the Easterly line of said Section 13 South  $01^{\circ} 05' 42''$  East 1086.79 feet; thence continuing along said Easterly line South  $01^{\circ} 05' 42''$  East 1571.37 feet; thence South  $89^{\circ} 27' 31''$  West 1353.55 feet; thence North  $0^{\circ} 25' 02''$  West 145.68 feet; thence South  $89^{\circ} 24' 58''$  West 99.70 feet; thence North  $0^{\circ} 25' 02''$  West 86.04 feet; thence South  $89^{\circ} 23' 58''$  West 125.00 feet; thence North  $0^{\circ} 25' 02''$  West 41.25 feet; thence South  $89^{\circ} 24' 58''$  West 20.00 feet; thence along the Easterly line of Cooper Avenue North  $0^{\circ} 31' 10''$  West 562.14 feet; thence North  $89^{\circ} 47' 50''$  East 652.86 feet; thence North  $0^{\circ} 56' 31''$  East 745.88 feet; thence North  $89^{\circ} 47' 50''$  East 910.19 feet to a point in the Easterly line of said Section 13; thence North  $50^{\circ} 10' 51''$  West 254.73 feet; thence North  $35^{\circ} 45' 41''$  West 378.47 feet; thence North  $33^{\circ} 06' 19''$  West 293.77 feet; thence North  $89^{\circ} 38' 46''$  East 444.06 feet; thence North  $0^{\circ} 33' 05''$  West 1233.66 feet; thence North  $88^{\circ} 37' 21''$  East 116.30 feet to a point in the Easterly line of said Section 12; thence along said last mentioned Easterly line South  $0^{\circ} 31' 56''$  East 868.91 feet to the point of beginning.

## Parcel 2.

That portion of the southwest quarter of the Southwest quarter of Section 7, Township 16 South, Range 68 East, Mount Diablo Meridian, described as follows:

Beginning at the Southwest corner of said Section 7; thence along the South line of said Section North  $88^{\circ} 46' 10''$  East 1315.67 feet; thence North  $0^{\circ} 35' 42''$  West 872.26 feet; thence South  $88^{\circ} 37' 21''$  West 1314.76 feet to a point in the Westerly line of said Section 7; thence South  $0^{\circ} 31' 56''$  East along said Westerly line 868.91 feet to the point of beginning.

## Parcel 3.

The Northwest quarter of the Southwest quarter and the West one-half of the Northwest quarter of Section 18, Township 16 South, Range 68 ~~West~~, Mount Diablo Meridian. EAST

*R. Thayer*  
3-11-88

